

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Examiner: J. Wilson
GRAHAM E. KELLY)
Application No. 08/338,567) Group Art Unit: 1211
Filed: January 12, 1995)
For: HEALTH SUPPLEMENTS)
CONTAINING PHYTO-OESTROGENS,)
ANALOGUES OR METABOLITES)
THEREOF)

Assistant Commissioner for Patents
Washington, D.C. 20231

ATTENTION: Petitions Examiner
Office of Deputy Assistant Commissioner for
Patents

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper for U.S. Patent Application No. 08/338,567 is being facsimile transmitted to the Patent and Trademark Office fax number 703-308-6916 on the date shown below.

Tina M. Doyle
Typed name of person signing certificate
Tina M. Doyle
Signature APR 13 1998
Date

PETITION FOR ENTRY OF LATE ASSIGNMENT PAPERS AND
FOR PATENT TO ISSUE TO ASSIGNEE UNDER 37 C.F.R. §3.81(b)

Applicant petitions for recordal of the assignment accompanying the attached "ASSIGNMENT COVER SHEET" after the payment of the issue fee made on August 13, 1997 and the issuance of the patent to the assignee, Novogen Research Pty Ltd.

The petition fee of \$130.00 and assignment recordation fee of \$40.00 is hereby authorized to be charged to the deposit account of the undersigned attorneys, Deposit Account No. 04-1406. In the event these amounts are incorrect, the Commissioner is authorized to charge any

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- 2 -

underpayment or credit any overpayment to Deposit Account No. 04-1406.

Respectfully submitted,

DANN, DORFMAN, HERRELL AND SKILLMAN
A Professional Corporation

By Patrick J. Hagan
PATRICK J. HAGAN
PTO Registration No. 27,643

Telephone: (215) 563-4100

PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

GRAHAM EDMUND KELLY

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: March 6, 1998

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

08/338,567

B. Patent No.(s)

}

Additional Application/Patent Number(s) attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: PATRICK J. HAGANAddress: DANN, DORFMAN, HERRELL AND SKILLMAN, P.C.

1601 Market Street, Suite 720

Philadelphia, Pennsylvania 19103-2307

Telephone: (215) 563-4100

Facsimile: (215) 563-4044

6. Total number of applications and patents involved: _____

1

7. Total Fee (37 CFR 3.41): _____ 40.00

 Enclosed Authorized to be charged to deposit account

8. In the event the check enclosed is improper, or the fee calculation is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys.

Deposit Account Number: 04-1406

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

PATRICK J. HAGAN
Name of Attorney or Agent

Reg. No. 27,643

Patrick J. Hagan

Signature of Attorney or Agent

April 13, 1998

Total number of pages comprising cover sheet: 2

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
Box Assignments
Washington, DC 20231

ASSIGNMENT

WHEREAS;

Graham Edmund Kelly of 1/47 Coolawin Road, Northbridge, New South Wales, 2063, Australia (formerly of 112 Kameruka Road, Northbridge, New South Wales, 2063, Australia) (hereinafter referred to as "the Assignor") is a named inventor of an invention entitled *Health supplements containing phyto-oestrogens, analogues or metabolites thereof* described and claimed in US Patent Application No. 08/338,567 signed by the Assignor and dated the 5th day of January 1995 (hereinafter referred to as "the said application").

AND WHEREAS:

- 1 Graham Edmund Kelly assigned the said application to Blackmores Limited of 23 Roseberry Street, Balgowlah, New South Wales, 2093, Australia on 27 August 1993;
- 2 Blackmores Limited assigned the said application to Phytosearch Pty Ltd of 140 Wicks Road, North Ryde, New South Wales, 2113, Australia, on 11 March 1996; and
- 3 Phytosearch Pty Ltd assigned the said application to Novogen Research Pty Ltd of 140 Wick Road, North Ryde, New South Wales, 2113, Australia on 19 August 1997.

NOW THIS DEED WITNESSETH that in respect of good and valuable consideration between the respective parties, Novogen Research Pty Ltd has had assigned to it all right, title and interest in and to the said application, and the aforesaid invention, as well as any improvements thereof, and any and all applications for Letters Patent which have been, or hereafter may be, filed on said invention or any said improvements thereof, including any and all divisional, renewal, substitute, continuation and continuation-in-part applications, together with the right to claim priority accruing from said application and all Letters Patent which may be granted on any said application(s) for said invention or any said improvement thereof, and all extension(s) and reissue(s) thereof.

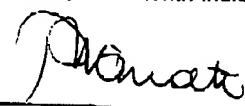
Assignor and Novogen Research Pty Ltd, and each of them, hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all Letters Patent of the United States granted on the said application to Novogen Research Pty Ltd as owner of all right, title and interest therein.

IN WITNESS WHEREOF this agreement has been executed on the day and month indicated below.

Signed for and on behalf of Novogen Research Pty Ltd
by Ronald Lee Erratt

In the presence of:

Leanne Neat

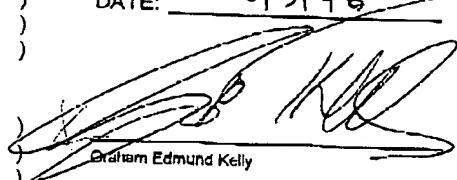

Ronald Lee Erratt, Company Secretary
Novogen Research Pty Ltd

DATE: 6/3/98

Signed by the said Graham Edmund Kelly

In the presence of:

X 


Graham Edmund Kelly

DATE: 6.3.98